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3 BILL NO. <sup>G</sup> 78-12- 021

4 GENERAL ORDINANCE NO. G- 01-79

5 AN ORDINANCE AUTHORIZING THE CITY  
6 OF FORT WAYNE, INDIANA TO ENTER INTO  
7 A CONTRACT FOR PRODUCTION OF  
8 SUPPLEMENTS TO THE CODE OF THE CITY  
9 OF FORT WAYNE, INDIANA OF 1974.

9 Heretofore the City of Fort Wayne, Indiana entered into a  
10 contract with the Michie Company for the preparation of The  
11 Code of the City of Fort Wayne, Indiana of 1974 and supplements  
12 thereto;

13 The Michie Company proceeded to produce for the City of  
14 Fort Wayne said Code, but has advised the City Clerk of Fort  
15 Wayne, Indiana that they will be unable to produce supplement  
16 to or other subsequent supplements to said Code because they  
17 are curtailing their City Code operations;

18 The City Clerk's office has investigated other Code publication  
19 companies and has ascertained that Muncipal Code Corporation  
20 whose headquarters is in Tallahassee, Florida presents the best  
21 offer to produce said supplemental service to said Code.

22 THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY  
23 OF FORT WAYNE, INDIANA:

24 Section 1. The City of Fort Wayne is hereby authorized to  
25 enter into a contract with Muncipal Code Corporation, a Tallahas-  
26 see, Florida corporation, Tallahassee, Florida for the production  
27 of loose supplements containing new Ordinances of a general  
28 and permanent nature enacted by the Common Council of the City  
29 of Fort Wayne, Indiana; said supplements to be produced on a  
30 quarterly basis depending upon requirements of the City of Fort  
31 Wayne, Indiana, all in accordance with proposal of Muncipal  
32 Code Corporation of Tallahassee, Florida, copy of which proposal  
33 is submitted herewith and made a part of this Ordinance.

34 Section 2. The Mayor of the City of Fort Wayne, Indiana  
35 and the City Clerk of the City of Fort Wayne, Indiana are

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2  
3 hereby authorized to sign and attest said Contract with said  
4 Municipal Code Corporation, Tallahassee, Florida.

5 Section 3. This Ordinance shall be in full force and  
6 effect from and after its passage and approval by the Mayor.

7 William T. Singa  
8 Councilman  
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31 Approved as to form and legality  
32 this 4th day of December, 1978.

33 John H. Logan  
34 John H. Logan, Attorney for Common Council

35 Approved as to form and legality

William N. Salin  
William N. Salin, City Attorney

Read the first time in full and on motion by Henga, seconded by V. Schmidt, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

DATE: 12-12-78

Charles W. Westerman  
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Henga, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>0</u>	_____	<u>1</u>	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>HINGA</u>	<u>X</u>	_____	_____	_____	_____
<u>HUNTER</u>	<u>X</u>	_____	_____	_____	_____
<u>MOSES</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	_____	_____	<u>X</u>	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 1-5-79

Charles W. Westerman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (~~ANNEXATION~~) (~~SPECIAL~~) (~~APPROPRIATION~~) ORDINANCE (RESOLUTION) No. 8-01-79 on the 5th day of January, 1979.

ATTEST: (SEAL)

Charles W. Westerman  
CITY CLERK

Winifred C. Wms Jr  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of January, 1979, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman  
CITY CLERK

Approved and signed by me this 18th day of January, 1979, at the hour of 2:00 o'clock \_\_\_\_\_ M., E.S.T.

Ralph E. Armstrong  
MAYOR

G-78-12-02

Bill No. \_\_\_\_\_

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance  
authorizing the City of Fort Wayne, Indiana to enter into a contract  
for production of supplements to The Code of the City of Fort Wayne,  
Indiana of 1974

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance DO PASS.

WILLIAM T. HINGA - CHAIRMAN

VIVIAN G. SCHMIDT - VICE CHAIRMAN

JOHN NUCKOLS

PAUL M. BURNS

FREDRICK R. HUNTER

1-9-79  
DATE

*William T. Hinga*  
*Vivian G. Schmidt*  
*John Nuckols*  
*Paul M. Burns*  
*Fredrick R. Hunter*

This agreement, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_, by and between the MUNICIPAL CODE CORPORATION, a corporation duly organized and existing under the laws of the State of Florida, hereinafter referred to as the Corporation and the CITY OF FORT WAYNE, a municipal corporation in the State of INDIANA, hereinafter referred to as the Municipality.

WITNESSETH: That upon the terms and conditions set forth in this contract, the Corporation and the Municipality hereby agree as follows:

(1) SCHEDULE. The Corporation agrees to maintain the Code of the Municipality up-to-date by the publication of Loose-leaf Supplements containing the new ordinances of a general and permanent nature enacted by the governing body. The Supplements can be published monthly, bimonthly, quarterly, semiannually or annually, depending on the requirements of the Municipality. There is no additional charge for more frequent publication. A minimum of thirty (30) working days shall be required for delivery of a Supplement, following publication of the previous Supplement.

(2) ORDINANCES TO BE FURNISHED BY MUNICIPALITY. It is requested that the ordinances be forwarded to the Corporation promptly following enactment by the Municipality for recording and processing.

(3) EDITORIAL SCRUTINY. The new ordinances will be studied by a member of the law editorial staff of the Corporation in conjunction with the existing provisions of the Code for the purpose of determining if any provisions of the basic Code are repealed, amended or superseded. The page or pages of the Code containing provisions that are repealed or amended by ordinance shall be reprinted or printed to remove such repealed or amended provisions and to insert the new ordinances.

(4) EDITORIAL NOTES. Appropriate editorial notes will be prepared and appended as deemed necessary by the Corporation.

(5) COMPARATIVE TABLE AND TABLE OF CONTENTS. The Corporation will prepare a Comparative Table listing the ordinances included in each Supplement and setting out the location thereof. This Table will be inserted preceding the Index. The Table of Contents will also be kept current to reflect changes in the Code volume.

(6) INDEX. When the inclusion of new material necessitates changes in the Index, appropriate entries will be prepared and the necessary pages of the Index will be printed or reprinted to include the new entries. If not feasible for the Index to be maintained as herein described at a minimum of expense to the Municipality, the Corporation will prepare a "Supplemental Index" and maintain same as ordinances are included in future Supplements.

(7) INSTRUCTION SHEET. Each Supplement will contain a page of instructions for removal of the obsolete pages and insertion of the new pages.

(8) COSTS. The Corporation will prepare the ordinances editorially and print two hundred (200) copies of each Supplement for the sum of THIRTEEN DOLLARS AND FIFTY CENTS (\$13.50) per page.

For the purpose of this agreement, a page is hereby defined as the area on one (1) side of a sheet of paper. A sheet contains two (2) pages.

(9) REPRINTS. Additional copies of specific chapters or any portion of the Code may be printed and bound in paper covers. A price list is attached to the back of this agreement.

(10) TABULAR MATTER. The costs provided in Paragraph (8) above are based on a page containing type for ordinary composition. Should the Supplement contain tables, drawings,

and the like for which other methods of reproduction are required, the cost of such engravings or tabular matter will be additional to the costs as provided above.

(11) FREIGHT CHARGES. The Supplements will be shipped to the Municipality, for distribution to the holders of the Codes. The shipment will be prepaid and invoiced at the time of final billing. The Municipality shall have the exclusive right to sell and distribute the Supplements.

(12) PAYMENT. All money due the Corporation for the publication of the Looseleaf Supplements will be due and payable within thirty (30) days after the date the Municipality is invoiced for the same by the Corporation, without interest.

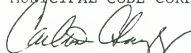
(13) TERMINATION. The Looseleaf Supplement Service as provided herein shall be in full force and effect for a period of two (2) year(s) and shall be automatically renewed from year to year, provided that either party may alter or cancel the terms of this agreement upon sixty (60) days' written notice.

The terms of this proposal shall remain in force and effect for a period of ninety (90) days from the date appearing herein.

We at MUNICIPAL CODE CORPORATION appreciate the opportunity of submitting this proposal to the CITY OF FORT WAYNE, and sincerely hope that its terms are acceptable.

Respectfully submitted,

MUNICIPAL CODE CORPORATION

  
Carlton C. Smyly

Executive Vice President

ATTACHMENT:

Reprint Price List

## REPRINT PAMPHLET PRICE LIST

EFFECTIVE NOVEMBER 1, 1974

### A. At Time of Initial Printing:

1— 50 copies .....	\$3.60 per page
51—100 copies .....	4.00 per page
Each additional 50 copies .....	0.35 per page

### B. After Initial Printing:

1— 50 copies .....	\$4.60 per page
51—100 copies .....	5.00 per page
Each additional 50 copies .....	0.35 per page

### C. Cordwain Paper Covers:

50 covers .....	\$40.00
Each additional 50 covers .....	10.00
Chicago Screw Posts .....	0.10 per copy
Paper fasteners .....	0.05 per copy

For the purpose of this price list, a page is hereby defined as the area on one (1) side of a sheet of paper. A sheet contains two (2) pages.

If desired, reprint pamphlets can be kept up-to-date at the same time the Code volume is supplemented at the cost set out in Item A above.



Original

BILL NO. <sup>G</sup> 78-12- 02

GENERAL ORDINANCE NO. G- 01-79

AN ORDINANCE AUTHORIZING THE CITY  
OF FORT WAYNE, INDIANA TO ENTER INTO  
A CONTRACT FOR PRODUCTION OF  
SUPPLEMENTS TO THE CODE OF THE CITY  
OF FORT WAYNE, INDIANA OF 1974.

Heretofore the City of Fort Wayne, Indiana entered into a contract with the Michie Company for the preparation of The Code of the City of Fort Wayne, Indiana of 1974 and supplements thereto;

The Michie Company proceeded to produce for the City of Fort Wayne said Code, but has advised the City Clerk of Fort Wayne, Indiana that they will be unable to produce supplement to or other subsequent supplements to said Code because they are curtailing their City Code operations;

The City Clerk's office has investigated other Code publication companies and has ascertained that Muncipal Code Corporation whose headquarters is in Tallahassee, Florida presents the best offer to produce said supplemental service to said Code.

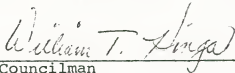
THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

Section 1. The City of Fort Wayne is hereby authorized to enter into a contract with Muncipal Code Corporation, a Tallahassee, Florida corporation, Tallahassee, Florida for the production of loose supplements containing new Ordinances of a general and permanent nature enacted by the Common Council of the City of Fort Wayne, Indiana; said supplements to be produced on a quarterly basis depending upon requirements of the City of Fort Wayne, Indiana, all in accordance with proposal of Muncipal Code Corporation of Tallahassee, Florida, copy of which proposal is submitted herewith and made a part of this Ordinance.

Section 2. The Mayor of the City of Fort Wayne, Indiana and the City Clerk of the City of Fort Wayne, Indiana are

2  
3 hereby authorized to sign and attest said Contract with said  
4 Municipal Code Corporation, Tallahassee, Florida.

5 Section 3. This Ordinance shall be in full force and  
6 effect from and after its passage and approval by the Mayor.

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9 Councilman

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31 Approved as to form and legality  
32 this 4th day of December, 1978.

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34 John H. Logan, Attorney for Common Council

35 Approved as to form and legality  
  
William N. Salin, City Attorney

Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 1979, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

DATE: 12-12-78

Charles W. Westerman  
CITY CLERK

Read the third time in full and on motion by

V. Schmidt

seconded by Hinga, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>0</u>	_____	<u>1</u>	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>HINGA</u>	<u>X</u>	_____	_____	_____	_____
<u>HUNTER</u>	<u>X</u>	_____	_____	_____	_____
<u>MOSES</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	_____	_____	<u>X</u>	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 1-9-79

Charles W. Westerman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as

(ZONING MAP) (GENERAL) (~~ANNEXATION~~) (~~SPECIAL~~) (~~APPROPRIATION~~) ORDINANCE

(RESOLUTION) No. 8-01-79 on the 9th day of January, 1979.

ATTEST: (SEAL)

Charles W. Westerman  
CITY CLERK

Winifred C. Mas Jr  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th

day of January, 1979, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman  
CITY CLERK

Approved and signed by me this 18th day of January, 1979,

at the hour of 2:00 o'clock \_\_\_\_\_

Robert Schumacher  
MAYOR



CITY OF FORT WAYNE  
910 LINCOLN BANK TOWER  
FORT WAYNE, INDIANA 46802

January 31, 1979

JOHN H. LOGAN  
COMMON COUNCIL ATTORNEY  
AND RESEARCH ANALYST

The Michie Company  
Sales and Marketing Division  
P. O. Box 7587  
Charlottesville, Virginia 22906

Attention: Mr. Christopher C. Hudson, Jr., Director  
Local Government Services

Dear Mr. Hudson:

I am writing you at the request of Mr. Charles W. Westerman, City Clerk, concerning continuation of publication of the Fort Wayne Municipal Code of 1974 by the Municipal Code Corporation. Please be advised that the City of Fort Wayne has entered into a Contract with the Municipal Code Corporation, P. O. Box 2235, 1700 Capital Circle, S. W., Tallahassee, Florida, 32304 for continuations to the existing Code. We would ask that you send all copies of Ordinances submitted for Supplement No. 2 to the Municipal Code Corporation and advise us when you have done so, so that we may follow through with them pursuant to our Contract.

Very truly yours,

A handwritten signature in dark ink, appearing to read "John H. Logan", is written over the typed name.

JOHN H. LOGAN  
Attorney for the Common  
Council of the City of  
Fort Wayne, Indiana

JHL:gs



CITY OF FORT WAYNE  
910 LINCOLN BANK TOWER  
FORT WAYNE, INDIANA 46802

January 31, 1979

JOHN H. LOGAN  
COMMON COUNCIL ATTORNEY  
AND RESEARCH ANALYST

Municipal Code Corporation  
P. O. Box 2235  
1700 Capital Circle, S. W.  
Tallahassee, Florida 32304

Attention: Mr. Carlton C. Smyly  
Executive Vice President

Dear Mr. Smyly:

Since we have entered into a Contract with you to produce the further Supplements to the Code for the City of Fort Wayne, Indiana of 1974, we are hereby authorizing you to proceed to obtain from the Michie Company, the previous publishers, all Supplements which they are holding to date so that the same can be incorporated in a Supplement No. 2 to the Fort Wayne Municipal Code of 1974. A copy of my letter to Mr. Christopher C. Hudson, Jr. of the Michie Company explains this in detail.

I should be pleased to hear from you confirming the fact that you have received this notice so that we may proceed with you. Hereafter, I must otherwise instruct you, please correspond with Mr. Charles Westerman, City Clerk, City-County Building, Fort Wayne, Indiana 46802.

Yours very truly,

JOHN H. LOGAN  
Attorney for the Common  
Council of the City of  
Fort Wayne

JHL:gs  
Enc.

CONTRACT  
for the  
LOOSELEAF SUPPLEMENT SERVICE  
for the  
CODE OF THE CITY OF FORT WAYNE, INDIANA  
by the  
MUNICIPAL CODE CORPORATION  
Tallahassee, Florida

This agreement, made and entered into this 18th day of January, 1979, by and between the MUNICIPAL CODE CORPORATION, a corporation duly organized and existing under the laws of the State of Florida, hereinafter referred to as the Corporation and the CITY OF FORT WAYNE, a municipal corporation in the State of INDIANA, hereinafter referred to as the Municipality.

WITNESSETH: That upon the terms and conditions set forth in this contract, the Corporation and the Municipality hereby agree as follows:

(1) SCHEDULE. The Corporation agrees to maintain the Code of the Municipality up-to-date by the publication of Loose-leaf Supplements containing the new ordinances of a general and permanent nature enacted by the governing body. The Supplements can be published monthly, bimonthly, quarterly, semiannually or annually, depending on the requirements of the Municipality. There is no additional charge for more frequent publication. A minimum of thirty (30) working days shall be required for delivery of a Supplement, following publication of the previous Supplement.

(2) ORDINANCES TO BE FURNISHED BY MUNICIPALITY. It is requested that the ordinances be forwarded to the Corporation promptly following enactment by the Municipality for recording and processing.

(3) EDITORIAL SCRUTINY. The new ordinances will be studied by a member of the law editorial staff of the Corporation in conjunction with the existing provisions of the Code for the purpose of determining if any provisions of the basic Code are repealed, amended or superseded. The page or pages of the Code containing provisions that are repealed or amended by ordinance shall be reprinted or printed to remove such repealed or amended provisions and to insert the new ordinances.

(4) EDITORIAL NOTES. Appropriate editorial notes will be prepared and appended as deemed necessary by the Corporation.

(5) COMPARATIVE TABLE AND TABLE OF CONTENTS. The Corporation will prepare a Comparative Table listing the ordinances included in each Supplement and setting out the location thereof. This Table will be inserted preceding the Index. The Table of Contents will also be kept current to reflect changes in the Code volume.

(6) INDEX. When the inclusion of new material necessitates changes in the Index, appropriate entries will be prepared and the necessary pages of the Index will be printed or reprinted to include the new entries. If not feasible for the Index to be maintained as herein described at a minimum of expense to the Municipality, the Corporation will prepare a "Supplemental Index" and maintain same as ordinances are included in future Supplements.

(7) INSTRUCTION SHEET. Each Supplement will contain a page of instructions for removal of the obsolete pages and insertion of the new pages.

(8) COSTS. The Corporation will prepare the ordinances editorially and print two hundred (200) copies of each Supplement for the sum of THIRTEEN DOLLARS AND FIFTY CENTS (\$13.50) per page, including Instruction Sheet, Comparative Table and Index.

For the purpose of this agreement, a page is hereby defined as the area on one (1) side of a sheet of paper. A sheet contains two (2) pages.

(9) REPRINTS. Additional copies of specific chapters or any portion of the Code may be printed and bound in paper covers. A price list is attached to the back of this agreement.

(10) TABULAR MATTER. The costs provided in Paragraph (8) above are based on a page containing type for ordinary composition. Should the Supplement contain tables, drawings,



and the like for which other methods of reproduction are required, the cost of such engravings or tabular matter will be additional to the costs as provided above.

(11) FREIGHT CHARGES. The Supplements will be shipped to the Municipality, for distribution to the holders of the Codes. The shipment will be prepaid and invoiced at the time of final billing. The Municipality shall have the exclusive right to sell and distribute the Supplements.

(12) PAYMENT. All money due the Corporation for the publication of the Looseleaf Supplements will be due and payable within thirty (30) days after the date the Municipality is invoiced for the same by the Corporation, without interest.

(13) TERMINATION. The Looseleaf Supplement Service as provided herein shall be in full force and effect for a period of two (2) year(s) and shall be automatically renewed from year to year, provided that either party may alter or cancel the terms of this agreement upon sixty (60) days' written notice.

IN TESTIMONY WHEREOF, the Corporation has caused this agreement to be executed by the signing of its authorized officers and the affixing of its corporate seal and the Municipality has caused this agreement to be executed by the signing of its authorized officers and the affixing of its corporate seal, this day and year first written above.

ATTEST:

  
*Gloria O. Smith*  
(SEAL) Secretary

MUNICIPAL CODE CORPORATION

By *[Signature]*  
Executive Vice President

ATTEST:

*Charles W. Westernman*  
(SEAL) (Title)  
City Clerk of the City of Fort  
Wayne, Indiana

FORT WAYNE, INDIANA

By *[Signature]*  
(Title)  
Mayor of the City of Fort  
Wayne, Indiana

APPROVED AS TO FORM:

*Don H. Logan*  
Common Council Attorney for  
City of Fort Wayne, Indiana

## REPRINT PAMPHLET PRICE LIST

EFFECTIVE NOVEMBER 1, 1974

### A. At Time of Initial Printing:

1— 50 copies .....	\$3.60 per page
51—100 copies .....	4.00 per page
Each additional 50 copies .....	0.35 per page

### B. After Initial Printing:

1— 50 copies .....	\$4.60 per page
51—100 copies .....	5.00 per page
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### C. Cordwain Paper Covers:

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